

ESTTA Tracking number: **ESTTA769894**

Filing date: **09/12/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92063902
Party	Defendant Anchor Audio, Inc.
Correspondence Address	GENE BOLMARCICH LAW OFFICES OF GENE BOLMARCICH 215 STERLING DR NEWINGTON, CT 06111 UNITED STATES gxbesq1@gmail.com
Submission	Other Motions/Papers
Filer's Name	Gene Bolmarcich
Filer's e-mail	gxbesq1@gmail.com
Signature	/gb/
Date	09/12/2016
Attachments	BIGFOOT Sec 7 Request.pdf(35611 bytes )

## Section 7 Request Form

The table below presents the data as entered.

Input Field	Entered
<b>REGISTRATION NUMBER</b>	4778284
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 109
<b>SERIAL NUMBER</b>	86228759
<b>MARK SECTION</b>	
<b>MARK</b>	http://tmng-al.uspto.gov/resting2/api/img/86228759/large
<b>LITERAL ELEMENT</b>	BIGFOOT
<b>STANDARD CHARACTERS</b>	YES
<b>USPTO-GENERATED IMAGE</b>	YES
<b>MARK STATEMENT</b>	The mark consists of standard characters, without claim to any particular font style, size or color.
<b>OWNER SECTION (current)</b>	
<b>NAME</b>	Anchor Audio, Inc.
<b>STREET</b>	5931 Darwin Court
<b>CITY</b>	Carlsbad
<b>STATE</b>	California
<b>ZIP/POSTAL CODE</b>	92008
<b>COUNTRY</b>	United States
<b>PHONE</b>	800-262-4671
<b>EMAIL</b>	cyb@anchoraudio.com
<b>LEGAL ENTITY SECTION (current)</b>	
<b>TYPE</b>	corporation
<b>STATE/COUNTRY OF INCORPORATION</b>	California
<b>EXPLANATION OF FILING</b>	
Registrant is submitting this amendment pursuant to Cancellation No. 92063902 wherein the Board granted Registrant's Motion to Amend contingent upon payment of the fee and execution of the Declaration within thirty days from the Notice date of Sept. 1, 2016. See Docket Entry 7 of Cancellation 92063902.	
<b>GOODS AND/OR SERVICES SECTION (current)</b>	
<b>INTERNATIONAL CLASS</b>	009
<b>IDENTIFICATION</b>	
Audio circuit boards; Audio speaker enclosures; Audio speakers	
<b>FILING BASIS</b>	Section 1(a)
<b>FIRST USE ANYWHERE DATE</b>	At least as early as 04/22/2015

FIRST USE IN COMMERCE DATE	At least as early as 04/22/2015
<b>GOODS AND/OR SERVICES SECTION (proposed)</b>	
INTERNATIONAL CLASS	009
<b>IDENTIFICATION</b>	
Audio speaker enclosures; Audio speakers; all of the foregoing being portable, for outdoor use only, and not sold to music and film studios or music and film production companies	
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 04/22/2015
FIRST USE IN COMMERCE DATE	At least as early as 04/22/2015
FIRM NAME	Law Offices of Gene Bolmarcich
STREET	215 Sterling Dr.
CITY	Newington
STATE	Connecticut
ZIP/POSTAL CODE	06111
COUNTRY	United States
FAX	6096511261
EMAIL	gxbesq1@gmail.com
AUTHORIZED EMAIL COMMUNICATION	Yes
<b>CORRESPONDENCE SECTION</b>	
ORIGINAL ADDRESS	GENE BOLMARCICH LAW OFFICES OF GENE BOLMARCICH 215 STERLING DR NEWINGTON Connecticut United States 06111
<b>NEW CORRESPONDENCE SECTION</b>	
NAME	Gene Bolmarcich
FIRM NAME	Law Offices of Gene Bolmarcich
STREET	215 Sterling Dr.
CITY	Newington
STATE	Connecticut
ZIP/POSTAL CODE	06111
COUNTRY	United States
FAX	6096511261
EMAIL	gxbesq1@gmail.com
AUTHORIZED EMAIL COMMUNICATION	Yes
<b>PAYMENT SECTION</b>	
TOTAL AMOUNT	100
TOTAL FEES DUE	100

<b>SIGNATURE SECTION</b>	
DECLARATION SIGNATURE	/david jacobs/
SIGNATORY'S NAME	David Jacobs
SIGNATORY'S POSITION	Owner
DATE SIGNED	09/02/2016
REQUEST SIGNATURE	/gb/
SIGNATORY'S NAME	Gene Bolmarcich
SIGNATORY'S POSITION	Attorney of record, NY bar member
DATE SIGNED	09/02/2016
AUTHORIZED SIGNATORY	YES
CONCURRENT § 8, 8 & 15, OR 8 & 9 FILED	NO
<b>FILING INFORMATION SECTION</b>	
SUBMIT DATE	Fri Sep 02 18:04:52 EDT 2016
TEAS STAMP	USPTO/S7R-XX.XXX.XXX.XXX- 20160902180452365695-4778 284-5502da4a6cf51bbdeb274 97f903ea8be5498537a5af11f 9fd1ddcd99ed39d970da-CC-5 015-20160902160932241908

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PTO Form 1597 (Rev 11/2007)  
OMB No. 0651-0055 (Exp 07/31/2018)

## Section 7 Request Form

### To the Commissioner for Trademarks:

The registrant requests the following amendment(s) to registration no. **4778284** BIGFOOT(Standard Characters, see <http://tmng-al.uspto.gov/resting2/api/img/86228759/large>) has been amended as follows:

### EXPLANATION OF FILING

Registrant is submitting this amendment pursuant to Cancellation No. 92063902 wherein the Board granted Registrant's Motion to Amend contingent upon payment of the fee and execution of the Declaration within thirty days from the Notice date of Sept. 1, 2016. See Docket Entry 7 of Cancellation 92063902.

### CLASSIFICATION AND LISTING OF GOODS/SERVICES

**Registrant proposes to amend the following class of goods/services in the application:**

**Current:** Class 009 for Audio circuit boards; Audio speaker enclosures; Audio speakers

Original Filing Basis:

**Filing Basis: Section 1(a), Use in Commerce:** The registrant is using the mark in commerce, or the registrant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 04/22/2015 and first used in commerce at least as early as 04/22/2015, and is now in use in such commerce.

**Proposed:** Class 009 for Audio speaker enclosures; Audio speakers; all of the foregoing being portable, for outdoor use only, and not sold to music and film studios or music and film production companies

**Filing Basis: Section 1(a), Use in Commerce:** The registrant is using the mark in commerce, or the registrant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 04/22/2015 and first used in commerce at least as early as 04/22/2015, and is now in use in such commerce.

**ATTORNEY INFORMATION**

Registrant proposes to amend the following:

**Current:**

**Proposed:** Gene Bolmarcich of Law Offices of Gene Bolmarcich, having an address of 215 Sterling Dr. Newington, Connecticut United States 06111, whose e-mail address is gxbesql@gmail.com and whose fax number is 6096511261.

**CORRESPONDENCE ADDRESS CHANGE**

Registrant proposes to amend the following:

**Current:** GENE BOLMARCICH LAW OFFICES OF GENE BOLMARCICH 215 STERLING DR NEWINGTON Connecticut United States 06111

**Proposed:** Gene Bolmarcich of Law Offices of Gene Bolmarcich, having an address of 215 Sterling Dr. Newington, Connecticut United States 06111, whose e-mail address is gxbesql@gmail.com and whose fax number is 6096511261.

**FEE(S)**

Fee(s) in the amount of \$100 is being submitted.

**SIGNATURE(S)****Declaration Signature**

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of this submission, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Signature: /david jacobs/ Date: 09/02/2016

Signatory's Name: David Jacobs

Signatory's Position: Owner

Signatory's Phone: 1-800-262-4671

**Request Signature**

Signature: /gb/ Date: 09/02/2016

Signatory's Name: Gene Bolmarcich

Signatory's Position: Attorney of record, NY bar member

Signatory's Phone: 6096511261

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the owner's/holder's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the registrant in this matter: (1) the owner/holder has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the owner/holder has filed a power of attorney appointing him/her in this matter; or (4) the owner's/holder's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is NOT filing a Declaration of Use of Mark under Section 8; a Combined Declaration of Use of Mark under Sections 8 & 15; or a Combined Declaration of Use of Mark/Application for Renewal of Registration of Mark under Sections 8 & 9 in conjunction with this Section 7 Request.

Mailing Address: Gene Bolmarcich

Law Offices of Gene Bolmarcich

215 Sterling Dr.

Newington, Connecticut 06111

RAM Sale Number: 4778284

RAM Accounting Date: 09/06/2016

Serial Number: 86228759

Internet Transmission Date: Fri Sep 02 18:04:52 EDT 2016

TEAS Stamp: USPTO/S7R-XX.XXX.XXX.XXX-201609021804523

65695-4778284-5502da4a6cf51bbdeb27497f90

3ea8be5498537a5af11f9fd1ddcd99ed39d970da  
-CC-5015-20160902160932241908

**ROUTING SHEET TO POST REGISTRATION (PRU)****Registration Number:** 4778284**Serial Number:** 86228759**RAM Sale Number:** 4778284**RAM Accounting Date:** 20160906**Total Fees:** \$100

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>	
\$7 request		20160902	\$0	0	0	\$100

Physical Location: MADCD- ALEX. CENTRAL DOCKET

Lost Case Flag: False

In TICS (AM-FLG-IN-TICS): True

**Transaction Date:** 20160902